

Fresno, California

January 4, 2000

The City Council met in joint session with the Redevelopment Agency at the hour of 8:51 a.m. in the Council Chamber, City Hall, on the day above written.

Present:	Tom Boyajian	Councilmember
	Garry Bredefeld	Councilmember
	Chris Mathys	Acting Council President
	Henry Perea	Councilmember
	Sal Quintero	Councilmember
	Dan Ronquillo	Councilmember
	Ken Steitz	Council President

Jeff Reid, City Manager  
Dan Fitzpatrick, Agency Executive Director  
Hilda Cantu Montoy, City Attorney  
Rebecca Klisch, City Clerk  
Yolanda Salazar, Assistant City Clerk

**(8:30 A.M.) JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

**APPROVE AGENCY MINUTES OF DECEMBER 14, 1999**

On motion of Councilmember Perea, seconded by Councilmember Quintero, duly carried, **RESOLVED**, the Agency minutes of December 14, 1999, approved as submitted.

**(“A”) SELECTION OF THE REDEVELOPMENT AGENCY CHAIR AND VICE CHAIR**

**Selection of Chair:**

Speaking in support of re-electing Chair Ronquillo and/or commending Council for their work and redevelopment area accomplishments were: Erik Johnson, Chamber of Commerce; Harlan Kelly, 3378 W. Kearney Blvd.; Dallas Debatin, 109 N. Glenn; Reverend Ted Wilson, 3309 E. Lamona; Myser Keels, 1060 Jones Street; Floyd Harris Jr., 367 E. Garrett; Reverend Adams, 1837 W. Whitesbridge; John Moffat, President, Uptown Committee, 1171 W. Shaw; and LaVera Williams, 3017 W. Kearney Blvd.

Chair Ronquillo thanked everyone for the expressions of support and briefly commented on the purpose of redevelopment and the role he has played as the Agency’s Chair.

Acting President Mathys expressed his support for Chair Ronquillo and briefly commented on his efforts and commitment to the southwest and downtown areas, and made a motion to re-elect Chair Ronquillo, which was seconded and acted upon after brief comments by Councilmembers Boyajian and Bredefeld who also spoke in support of Chair Ronquillo’s re-election.

On motion of Acting President Mathys, seconded by Councilmember Bredefeld, duly carried, RESOLVED, Chair Ronquillo re-elected Chair of the Redevelopment Agency, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Ronquillo
Noes	:	Perea, Quintero, Steitz
Absent	:	None

**Selection of Vice Chair:**

On motion of Acting President Mathys, seconded by Councilmember Bredefeld, duly carried, Councilmember Boyajian selected as Vice Chair of the Redevelopment Agency, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz, Ronquillo
Noes	:	None
Absent	:	None

**(“B”)** APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH THE FIRM OF RTKL ASSOCIATES, INC., TO DEVELOP AN UPDATED MASTER PLAN OF THE UPTOWN AREA THAT TAKES INTO CONSIDERATION CURRENT ACTIVITIES AND PROPOSED PROJECTS AND CREATES A COORDINATED ACTION PLAN (AGENCY ACTION)

Chair Ronquillo advised there was a request to continue the item, and Director Fitzpatrick noted staff also wanted an opportunity to meet with Council and the Uptown Committee on the issue and concurred with the request to continue. By Agency consent, the matter was continued to January 25, 2000.

**(“C”)** DIRECT STAFF TO DEVELOP A CONTRACT WITH MIKE CONLON OF EDRAW, TO FACILITATE THE DEVELOPMENT OF A FINAL STADIUM AGREEMENT BETWEEN THE CITY, AGENCY AND FRESNO DIAMOND GROUP; FACILITATOR’S CONTRACT TO BE PAID EQUALLY BY THE AGENCY, CITY AND DIAMOND GROUP; THE CONTRACT AND SCOPE OF SERVICES TO BE PRESENTED JOINTLY TO THE AGENCY AND COUNCIL ON 1/11/00, AT 2:00 P.M. (CONSIDERED AGAIN LATER IN MEETING)

Chair Ronquillo requested the item be held over to later in the meeting to accommodate members of the business community who were unable to be present at this time. Councilmember Bredefeld stated his opposition and Chair Ronquillo further clarified the request and reason.

On motion of Acting President Mathys, seconded by Councilmember Perea, duly carried, RESOLVED, the above entitled Agency Item “C” continued to 10:45 a.m. for citizen convenience, by the following vote:

Ayes	:	Boyajian, Mathys, Perea, Quintero, Steitz, Ronquillo
Noes	:	Bredefeld
Absent	:	None

**(“D”)** CONSIDER REQUIRING INCLUSION OF LOCKERS IN THE PRIMARY BID PACKAGE FOR THE CONSTRUCTION OF THE KEARNEY PALMS POLICE SUBSTATION (AGENCY ACTION)

A motion was made to approve the inclusion. Director Fitzpatrick clarified the bid would go out with lockers as an alternative and Members would then have to decide whether to award the contract with or without them.

On motion of Member Bredefeld, seconded by Member Boyajian, duly carried, RESOLVED, lockers hereby included in the primary bid package for the Kearney Palms Police Substation, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz, Ronquillo
Noes	:	None
Absent	:	None

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The joint bodies adjourned to 10:45 a.m. President Steitz noted the City Council meeting was not scheduled to start until 9:30 a.m. and Council convened in unofficial session at 9:16 a.m. for a ceremonial matter.

PROCLAMATION OF KEN RICHERT DAY - EMPLOYEE OF THE YEAR FOR 1999 - CITY OF FRESNO  
WATER DIVISION - COUNCILMEMBER QUINTERO

Read and presented.

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**RECESS - 9:20 A.M. - 9:37 A.M.**

President Steitz called the regular City Council meeting to order at 9:37 a.m.

Director of Information Services Cluff gave the invocation.

Mr. Bertao led the Pledge of Allegiance to the Flag.

PRESENTATION OF RECOGNITION AWARDS TO THE FORKNER VOLLEYBALL TEAM CHAMPIONS -  
ACTING PRESIDENT MATHYS

Presented.

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SELECTION OF COUNCIL PRESIDENT AND ACTING PRESIDENT

**Selection of Council President:**

Acting President Mathys briefly commented on what the position of Council President called for, stated President Steitz was worthy of being re-elected and made a motion to re-elect President Steitz, which was seconded and acted upon after brief comments by Councilmember Ronquillo who stressed the importance of the President having the ability to bring and enforce Council consensus, and by Councilmember Perea who spoke in support of President Steitz' re-election.

by the following vote:

Ayes	:	Mathys, Perea, Steitz
Noes	:	Boyajian, Bredefeld, Quintero, Ronquillo
Absent	:	None

Councilmember Bredefeld commented on the position of Council President emphasizing the person needed to be independent, stated Councilmember Boyajian had demonstrated a tremendous sense of integrity, and made a motion to select Councilmember Boyajian as Council President, which was seconded and acted upon after brief comments. Councilmembers Ronquillo and Bredefeld spoke in support of Councilmember Boyajian, and Councilmember Perea stated although he respected Councilmember Boyajian he felt the position required experience and he would not support the motion.

On motion of Councilmember Bredefeld, seconded by Councilmember Ronquillo, duly carried, RESOLVED, Councilmember Boyajian selected Council President, by the following vote:

Ayes	:	Boyajian, Bredefeld, Quintero, Ronquillo
Noes	:	Perea, Steitz
Absent	:	None
Abstain	:	Mathys

Councilmember Steitz thanked Council for their accomplishments and for giving him the opportunity to serve as President the past year.

Acting President Mathys stated seven strong votes were needed for the Council President and made a motion to make the vote unanimous. **(2 - 0)**

On motion of Acting President Mathys, seconded by Councilmember Perea, duly carried, RESOLVED, Councilmember Boyajian unanimously selected Council President, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes	:	None
Absent	:	None

President Boyajian thanked Council for their support.

#### **Selection of Acting Council President:**

On motion of President Boyajian, seconded by Councilmember Ronquillo, duly carried, RESOLVED, Councilmember Bredefeld selected as Acting Council President, by the following vote:

Ayes	:	Bredefeld, Mathys, Quintero, Ronquillo, Boyajian
Noes	:	Perea, Steitz
Absent	:	None

Councilmember Bredefeld unanimously selected as Acting Council President, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes	:	None
Absent	:	None

Upon question of President Boyajian, City Attorney Montoy advised the appointment of the Council's representative on the Transportation Authority would have to be scheduled on an upcoming agenda.

Stating he was too ill to preside over the meeting, President Boyajian turned the meeting over to Acting President Bredefeld.

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#### APPROVE COUNCIL MINUTES OF DECEMBER 14, 1999

On motion of Councilmember Ronquillo, seconded by Councilmember Quintero, duly carried, RESOLVED, the minutes of December 14, 1999, approved as submitted.

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#### **APPROVE AGENDA**

COMMENDATION TO CONVENTION CENTER STAFF, INVOLVED GROUPS, AND THE COMMUNITY ON THE SUCCESSFUL MILLENNIUM 2000 DOWNTOWN CELEBRATION EVENT - COUNCILMEMBERS QUINTERO AND RONQUILLO

Commendations made.

**(5A) COUNCIL AUTHORIZATION FOR THE RELEASE AND PAYMENT OF AMOUNTS DUE AND OWING THE GENERAL CONTRACTOR FOR CONSTRUCTION OF THE EXHIBIT HALL EXPANSION PROJECT - COUNCILMEMBER PEREA**

Laid over one week at the direction of Councilmember Perea.

COMMENDATION TO CONVENTION CENTER STAFF, INVOLVED GROUPS, AND THE COMMUNITY ON THE SUCCESSFUL MILLENNIUM 2000 DOWNTOWN CELEBRATION EVENT - COUNCILMEMBER MATHYS AND PRESIDENT BOYAJIAN

Commendations made.

**(2:30 P.M.) DISCUSS PREPARATION OF A BALLOT MEASURE AMENDING THE CHARTER REQUIRING COUNCIL APPROVE THE APPOINTMENT OF THE CITY MANAGER - COUNCILMEMBER RONQUILLO**

on the ballot, whereupon Councilmember Ronquillo directed the above issue be laid over to mid-March after the upcoming election.

**(3:30 P.M.) REPORT REGARDING SPECIFIC DESIGNATED AREAS WITHIN THE VETERAN'S MEMORIAL AUDITORIUM FOR THOSE WHO RENT THE THEATER - PRESIDENT BOYAJIAN**

At the direction of President Boyajian, the above issue was laid over 30 days to allow staff to continue discussions with all involved.

**REQUEST CITY ATTORNEY TO LOOK INTO THE DELAY OF INSTALLING PLAYGROUND EQUIPMENT AT PINEDALE ELEMENTARY SCHOOL WHICH IS ALREADY PURCHASED AND BEING STORED - COUNCILMEMBER MATHYS**

Request made.

On motion of Councilmember Perea, seconded by Councilmember Ronquillo, duly carried, **RESOLVED**, the **AGENDA** hereby approved, by the following vote:

Ayes	:	Boyajian, Mathys, Perea, Quintero, Ronquillo, Steitz, Bredefeld
Noes	:	None
Absent:	:	None

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**CONSENT CALENDAR:**

**(1A-7) AWARD A CONTRACT FOR NEW FUELING ISLAND FACILITY AT THE WASTEWATER TREATMENT PLANT**

City Clerk Klisch advised the item was being removed from the agenda at the direction of staff. So noted.

**ADOPT CONSENT CALENDAR:**

**(1A-1) RESOLUTION NO. 2000-1 - DEDICATING CERTAIN CITY-OWNED PROPERTY AT THE NORTHWEST CORNER OF LANE AND WILLOW AVENUES AS AN EASEMENT FOR PUBLIC STREET PURPOSES (PILIBOS SOCCER PARK)**

**(1A-2) RESOLUTION NO. 2000-2 - CERTIFYING THAT PROVISIONS HAVE BEEN MADE FOR SEGREGATION OF THE EXISTING ASSESSMENT TO EACH OF THE NEW PARCELS BEING CREATED BY PARCEL MAP NO. 97-10, PROPERTY LOCATED AT THE SOUTHEAST CORNER OF AUDUBON DRIVE AND RIVERPARK PLACE WEST**

**(1A-5) DETERMINING THAT KODIAK CONSTRUCTION IS NON-RESPONSIVE TO THE SPECIFICATIONS FOR BOTH BIDS, AND AWARD A CONTRACT TO B & R ROOFING IN THE AMOUNT OF \$194,800 FOR THE ALTERNATE BID (ASPHALT BUILT-UP ROOF) TO RE-ROOF SIX FIRE DEPARTMENT BUILDINGS AND \$188,700 TO RE-ROOF FOUR PARKS DEPARTMENT BUILDINGS**

**(1A-6) AWARD A CONTRACT TO CLYDE G. STEAGALL, INC. IN THE AMOUNT OF \$2,167,547 TO**

CONSTRUCT A 10 MEGAWATT ELECTRICAL SUBSTATION AT THE FRESNO/CLOVIS REGIONAL RECLAMATION FACILITY

On motion of Councilmember Ronquillo, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes	:	Boyajian, Mathys, Perea, Quintero, Ronquillo, Steitz, Bredefeld
Noes	:	None
Absent:	:	None

**(1A-3) RESOLUTION NO. 2000-3 - INTENT TO ANNEX THE FINAL MAP OF TRACT NO. 4582 AS ANNEXATION NO. 17 TO THE CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 2 AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES, AND SETTING THE PUBLIC HEARING FOR FEBRUARY 3, 2000, AT 10:00 A.M.**

On motion of Councilmember Ronquillo, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Resolution No. 2000-3 hereby adopted, by the following vote:

Ayes	:	Boyajian, Perea, Quintero, Ronquillo, Steitz, Bredefeld
Noes	:	Mathys
Absent:	:	None

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COMMENDATION TO HUNTINGTON BOULEVARD HOMEOWNERS ASSOCIATION FOR THEIR EFFORTS IN DESIGNATING THE 88.9-FOOT CHRISTMAS TREE AT THE WISHON RESIDENCE ON HUNTINGTON BOULEVARD AS THE "OLDEST LIVING LIGHTED CHRISTMAS TREE" IN THE GUINNESS BOOK OF WORLD RECORDS - COUNCILMEMBER QUINTERO

Commendation made.

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**(10:00 A.M.) DISCUSSION AND DIRECTION REGARDING NEIGHBORHOOD SOLID WASTE SERVICES FROM ALLEY COLLECTION TO CURBSIDE COLLECTION; COUNCIL TO DESIGNATE SPECIAL AREAS IN THE CITY TO REMAIN ALLEY PICKUP - COUNCILMEMBER QUINTERO**

Councilmember Quintero reviewed the issue stating he had received numerous calls and letters from Huntington Boulevard residents and neighboring streets; advised of concerns expressed with the change to curbside pickup; and requested dialog on possible options and if alley pickup could continue.

Recycling Coordinator Lopez gave a summary of the presentation given at neighborhood meetings and related issues including how to meet the 50% State mandate and benefits in switching to curbside pickup. Councilmember Quintero clarified at issue this date was curbside or alley pick and not the need or how to meet State mandates.

Alex Correa, Union representative for Local 39, spoke in support of curbside collection citing safety issues with alley pickups and added workers were willing to work on options and make adjustments as needed.

Continuing in support of retaining alley pickup and expressing concerns with curbside service were: James Becker, President, Jackson Neighborhood Association, 3141 E. Huntington Blvd.; John Hodges, 932 E. Michigan; Paul Toews, 3605 E. Kerckhoff; Gary Nachtigall, 3604 E. Kerckhoff; Fred Clark, 411 N. Glenn, Lowell Area; Virginia Meux, HB Block Captain, 3707 E. Huntington Blvd.; Dallas Debatin, 109 N. Glenn, Chair, Lowell-Jefferson Consortium; Mario Escamilla, 3161 E. Huntington Blvd.; Ramiro Duarte, 4168 E. Huntington Blvd.; John Burke, 4024 E. Huntington Blvd.; Angie Rivera, 3401 E. Huntington Blvd.; Alan Naroyan, HB Block Captain, 3451 E. Huntington Blvd.; Eloise Baker, 3927 E. Huntington Blvd.; and an unidentified female.

Councilmember Perea noted Mr. Rhinehart, the City's Public Utilities Director, was resigning and acknowledged and commended him for his work, and commented on and explained the process staff and Council went through to arrive at the current program; stated comments made criticizing staff were unfair as they were following Council's direction, and presented questions relative to the number of homes with alley service, complying with the mandate and if there would be adverse effects on the program if an analysis were conducted on retaining alley service at this point in time and if there would be an increase in rates associated with that, with Mr. Rhinehart responding. Councilmember Perea stated his main concern was the associated increased cost for service if the formula were to be changed and urged Council to either stick with prior direction or change it with increased costs.

Councilmember Mathys noted the Huntington Boulevard was a historic area and should be treated as such, and made a motion to exempt Huntington Boulevard from the curbside collection, which motion died for lack of a second.

Councilmember Ronquillo commented on the uniqueness of Huntington Boulevard stating he regularly used it and enjoys it immensely, and suggested curbside service be waived for six months and direct staff to work with affected areas in the interim on options.

President Boyajian stated he had always supported alley service and would continue to do so for those that wanted it; noted Van Ness Boulevard was another beautiful area; and stated he did not understand staff's reasoning that the 50% mandate could not be reached without including alley customers in curbside collection and questioned why they just could not be allowed to retain their alley service.

Mr. Rhinehart responded to questions of Councilmember Quintero relative to the total number of solid waste customers, number of alley customers, how many alley customers had been converted to curbside so far, number of neighborhoods who had not yet been converted, and expected rate increases. **(4 - 0)** Councilmember Quintero noted there were approximately 1,000 homes or maybe five neighborhoods which were yet to be converted, stated he did not feel a special designation was needed for Huntington Blvd., and made a motion to direct staff to retain alley service and work with the affected neighborhoods and Local 39 on the best way to meet State mandates, which motion was seconded by President Boyajian and subsequently amended and acted upon.

**135-8**

**1/4/00**

Mr. Rhinehart responded to questions of City Manager Reid relative to the ability of trucks to operate with the new size cans, with Mr. Rhinehart stating it would be very difficult operationally, and on how much the rates would increase if residents just had the liberty and freedom to decide how and when they wanted to recycle.



Mr. Rhinehart, Solid Waste Manager Smith and City Attorney Montoy responded to questions of Councilmember Steitz relative to how homes without gate access to their front yards were dealt with, and impact to the RFP process if changes were to be made at this point. Councilmember Steitz stated he would not support his residents paying increased rates to make changes adding he wanted to see cost figures for any changes first.

Councilmember Ronquillo stated he supported the motion and offered an amendment to retain alley service for six months only and in the interim obtain additional input from affected residents and cost figures from staff, which amendment was accepted by Councilmember Quintero.

Councilmember Perea emphasized a cost increase was unacceptable to him; stated Huntington Blvd. residents should not be treated differently stressing everyone should be treated the same; and reiterated if Council wanted to change the policy, costs should be determined and new direction given. Brief discussion and clarification ensued on how the motion would affect the 3-can program now in progress, if Fresno County residents recycled, and multi-family residential being included in the motion.

On motion of Councilmember Quintero, seconded by President Boyajian, duly carried, RESOLVED, alley service to be retained for six months for customers not yet converted to curbside collection, and staff directed in the interim to work with Local 39 and affected residents on the best ways to meet State mandates, review alley sizes, research costs associated with any changes, and report back in six months, by the following vote:

Ayes	:	Boyajian, Mathys, Quintero, Ronquillo, Bredefeld
Noes	:	Perea, Steitz
Absent	:	None

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**(10:30 A.M.) AWARD CONTRACT FOR MAINTENANCE OF CAMP FRESNO AND CAMP FRESNO JR. AT DINKEY CREEK**

**1. STAFF REPORT ON CAMP FRESNO AND CAMP FRESNO JR. AT DINKEY CREEK REQUEST FOR PROPOSAL (RFP) PROPOSER RE-EVALUATION AND CAMP OPERATIONS REVIEW, INCLUDING RECOMMENDATIONS**

A motion and second was made to approve staff's recommendation to award the contract to David Miller dba United Sierra, which motion was seconded and acted upon after discussion.

Speaking in support of David Miller/staff's recommendation were: Debbie Hunsaker, 2379 S. "G" Street; Mo Nakamoto, 2977 E. Holland; Pastor David Elliott, 3306 E. Saginaw Way; Karl Weiler, 6528 N. Delbert; Dave Miller, 2616 E. Palo Alto, who reviewed the background of the issue and his operation of the camps; and Roseann, 1045 W. Princeton.

Nancy Omachi and Arthur Amerian spoke to the issue and requested they be given an opportunity to operate the camp and improve it.

**135-9**

**1/4/00**

Supervising Buyer Smith responded to questions of Councilmember Mathys relative to the bid process and difference between proposal prices (**5 - 0**). Councilmember Mathys stated it was clear two very well qualified companies bid on the project, and noting Omachi/Amerian would provide 7% of the gross receipts compared to 5% from David Miller, made a substitute motion to award the contract to Omachi/America stating they were the

successful bidder based on revenue, which motion was seconded by Councilmember Boyajian. City Attorney Montoy advised the substitute motion was out of order, and Ms. Smith clarified the difference between the RFP process and a low bidder, with Councilmember Mathys responding.

Discussion ensued with Mr. Miller, City Manager Reid, Assistant Parks & Recreation Director Latipow and Parks Supervisor Clark clarifying issues and/or responding to questions of Councilmembers Steitz and Quintero relative to capital improvements, term of contract with the Forest Service, time left on the contract, how the purchasing process worked, if staff had a checks and balance system in place to insure the camp was improved and managed in accordance with the contract, how often and the last time the camp was visited by staff, and mattress conditions, with Councilmember Quintero expressing his concern with the number of mattresses rated in “poor” condition.

On motion of Councilmember Ronquillo, seconded by Councilmember Steitz, duly carried, RESOLVED, a three-year requirements contract with provisions for two one-year extensions hereby awarded to David Miller, dba United Sierra to provide maintenance of Camp Fresno and Camp Fresno Jr., by the following vote:

Ayes	:	Perea, Ronquillo, Steitz, Bredefeld
Noes	:	Boyajian., Mathys, Quintero
Absent	:	None

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#### EXHIBIT HALL (11:00 A.M.) AND DOWNTOWN STADIUM MEDIATOR ( 8:30 A.M. “C”/10:45 A.M.) ITEMS

On motion of Councilmember Mathys, seconded by Councilmember Perea, duly carried, RESOLVED, Council to continue with the agenda and hear the **11:00 a.m.** item next, with the **8:30 a.m. “C”/10:45 a.m.** stadium mediator issue set for 2:30 p.m., by the following vote:

Ayes	:	Mathys, Perea, Quintero, Steitz
Noes	:	Boyajian, Ronquillo, Bredefeld
Absent	:	None

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Councilmembers Mathys and Steitz left the meeting at 12:20 p.m.

Councilmember Perea advised he had a doctor appointment at 1:00 p.m. which was why he voted in support of hearing the stadium mediator issue at 2:30 p.m., and made a motion to reconsider that motion stating Council could continue with the agenda and hear the item without him if they desired. The motion to reconsider was seconded by President Boyajian, whereupon City Attorney Montoy advised Council to stay with the 2:30 p.m. time stating it was possible people who had been present for the item had already left after hearing it would be heard at 2:30 p.m. Councilmember Perea left the meeting at 12:33 p.m.

(11:00 A.M.) RECOGNITION AND ACKNOWLEDGMENT OF COMPLETION OF THE NEW EXHIBIT HALL (RECEPTION TO FOLLOW) - COUNCILMEMBERS BREDEFELD, RONQUILLO AND PRESIDENT BOYAJIAN

## 1. SET DATE FOR RIBBON CUTTING/GRAND OPENING CEREMONY

Acknowledgments and commendations were made by Acting President Bredefeld, President Boyajian, and Councilmembers Ronquillo and Quintero.

On motion of Councilmember Ronquillo, seconded by Acting President Bredefeld, duly carried, RESOLVED, the ribbon cutting/grand opening ceremony set for January 18, 2000, at 10:00 a.m., by the following vote:

Ayes	:	Boyajian, Quintero, Ronquillo, Bredefeld
Noes	:	None
Absent	:	Mathys, Perea, Steitz

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**LUNCH RECESS - 12:44 P.M. - 2:17 P.M.** Councilmembers Mathys, Perea and Ronquillo arrived later.

**(1A-4) REJECT ALL BIDS FOR A REQUIREMENTS CONTRACT FOR OFFICE SUPPLIES (*CONSIDER AGAIN AFTER THE NEXT ITEM*)**

Todd Sensenbach, Local Sales Representative for Boise Cascade, current supplier for the City, questioned why the item had been pulled from the consent calendar, with Acting President Bredefeld stating it was unknown as Councilmember Perea pulled the item but was not present at this time. Councilmember Steitz recommended Council move on to the General Administration items until Councilmember Perea arrived. Helenda Crocker, Corporate Express, stated she too wanted to speak if necessary when the item was heard. By Council consensus the item was held over for Councilmember Perea's presence.

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**(3A) \*BILL NO. B-80 - ORDINANCE NO. 2000-1 - AMENDING SUBSECTIONS (b) AND (e) OF SECTION 9-404 OF THE FRESNO MUNICIPAL CODE RELATING TO SOLID WASTE DISPOSAL REGULATIONS**

A motion and second was made to adopt the ordinance. Councilmember Perea arrived at 2:21 p.m.

On motion of Councilmember Steitz, seconded by Acting President Bredefeld, duly carried, RESOLVED, the above entitled Bill No. B-80 adopted as Ordinance No. 2000-1, by the following vote:

Ayes	:	Boyajian, Perea, Quintero, Steitz, Bredefeld
Noes	:	None
Absent	:	Mathys, Ronquillo

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**(1A-4) REJECT ALL BIDS FOR A REQUIREMENTS CONTRACT FOR OFFICE SUPPLIES**

**135-11**

**1/4/00**

Councilmember Perea expressed his concern with the length of time the bid process took noting the contract expired last year and discussions had occurred on the issue, and questioned how it happened, with Purchasing Manager Taggart, City Manager Reid, and Controller/Director of Administrative Services responding and clarifying the process and issues that transpired.

On motion of Councilmember Steitz, seconded by Councilmember Quintero, duly carried, RESOLVED, all three bids received declared to be non-responsive to the specifications, the bids hereby rejected, and staff instructed to review the specifications and reissue the bid, by the following vote:

Ayes	:	Boyajian, Quintero, Steitz, Bredefeld
Noes	:	Perea
Absent	:	Mathys, Ronquillo

City Attorney Montoy and Controller/Director of Administrative Services Souza responded to a question of President Boyajian relative to why Office Depot's investment and proximity was not a consideration factor.

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**(2:05 P.M.) APPEARANCE BY MIKE GOMEZ REGARDING ACTIONS OF POLICE OFFICERS IN THE NORTHWEST DIVISION**

Mr. Gomez alleged illegal police surveillance and City Manager Reid advised of the local and federal complaint/lawsuit processes. There was no further discussion.

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**(2:10 P.M.) APPEARANCE BY BERTHA VEGA-HANSEN TO DISCUSS THE POSSIBILITY OF CONSTRUCTING A BUS TERMINAL AT BROADWAY AND FRESNO STREETS**

Appearance made and Ms. Vega-Hansen responded to questions of Councilmember Quintero **(6 - 0)**. There was no action taken. Councilmember Perea briefly left the meeting at 2:38 p.m.

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**(3B) \*BILL NO. B-82 - ORDINANCE NO. 2000-2 AMENDING SECTION 2-1745 OF THE FRESNO MUNICIPAL CODE RELATING TO THE POST-RETIREMENT SUPPLEMENTAL BENEFIT PROGRAM**  
**1. \*BILL NO. B-83 - ORDINANCE NO. 2000-3 - AMENDING SECTION 2-1853 OF THE FRESNO MUNICIPAL CODE RELATING TO THE POST-RETIREMENT SUPPLEMENTAL BENEFIT PROGRAM**

On motion of Councilmember Quintero, seconded by Councilmember Steitz, duly carried, RESOLVED, the above entitled Bill Nos. B-82 and B-83 adopted as Ordinance Nos. 2000-2 and 2000-3, by the following vote:

Ayes	:	Boyajian, Quintero, Steitz, Bredefeld
Noes	:	None
Absent	:	Mathys, Perea, Ronquillo

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**135-12**

**1/4/00**

**(3C) \*BILL NO. B-84 - ORDINANCE NO. 2000-4 - AMENDING SECTIONS 2-1701.1, 2-1723, 2-1732, 2-1723A AND 2-1732A 45 OF THE FRESNO MUNICIPAL CODE RELATING TO THE REMARRIAGE OF SURVIVING SPOUSES**

**1. \*BILL NO. B-85 - ORDINANCE NO. 2000-5 - AMENDING SECTION 2-1840.1 AND 2-1840.3 OF THE**

## FRESNO MUNICIPAL CODE RELATING TO THE REMARRIAGE OF SURVIVING SPOUSES

A motion and second was made to adopt the ordinances. Councilmember Ronquillo arrived at 2:40 p.m.

Barbara Hunt, 944 “F” Street, spoke to the issue.

On motion of Councilmember Quintero, seconded by Councilmember Steitz, duly carried, RESOLVED, the above entitled Bill Nos. B-84 and B-85 adopted as Ordinance Nos. 2000-4 and 2000-5, by the following vote:

Ayes	:	Boyajian, Quintero, Ronquillo, Steitz, Bredefeld
Noes	:	None
Absent	:	Mathys, Perea

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### **(3D) APPROVE REAPPOINTMENTS OF ROBERT KAST, ROBERT KENNEDY AND C.A. GRACE TO THE FRESNO-MADERA AGENCY ON AGING BOARD - MAYOR PATTERSON**

On motion of Councilmember Quintero, seconded by Councilmember Ronquillo, duly carried, RESOLVED, Robert Kast, Robert Kennedy and C.A. Grace reappointed to the Fresno-Madera Agency on Aging Board, by the following vote:

Ayes	:	Boyajian, Quintero, Ronquillo, Steitz, Bredefeld
Noes	:	None
Absent	:	Mathys, Perea

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### **(3E) PROPOSED REAPPOINTMENT OF STEPHEN LAWRENCE TO THE FRESNO MOSQUITO AND VECTOR CONTROL - MAYOR PATTERSON**

On motion of Councilmember Quintero, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the reappointment of Stephen Lawrence to the Fresno Mosquito and Vector Control introduced before the Council and laid over, by the following vote:

Ayes	:	Boyajian, Quintero, Ronquillo, Steitz, Bredefeld
Noes	:	None
Absent	:	Mathys, Perea

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The City Council recessed at 2:42 p.m. and reconvened in joint session with the Redevelopment Agency at 2:43 p.m. with all members present.

**(8:30 A.M. “C”/10:45 A.M./2:30 P.M.) DIRECT STAFF TO DEVELOP A CONTRACT WITH MIKE CONLON OF EDAW, TO FACILITATE THE DEVELOPMENT OF A FINAL STADIUM AGREEMENT BETWEEN THE CITY, AGENCY AND FRESNO DIAMOND GROUP; FACILITATOR’S CONTRACT TO BE**

PAID EQUALLY BY THE AGENCY, CITY AND DIAMOND GROUP; THE CONTRACT AND SCOPE OF SERVICES TO BE PRESENTED JOINTLY TO THE AGENCY AND COUNCIL ON 1/11/00, AT 2:00 P.M. (CONTINUED FROM EARLIER IN THE MEETING)

Chair Ronquillo noted there was a request by the Chamber of Commerce to continue the matter due to a new offer to provide mediator services at no cost to the City.

Larry Willey, 5502 W. Mission, Chairman of the Board, Chamber of Commerce, spoke in support of a mediator, and noting negative comments had been made relative to the cost to the City for a mediator stated a local attorney, Mr. Noll, had offered his professional services pro bono and urged Council to consider the offer and a mediator.

Douglas Noll, 5200 N. Palm, explained why he offered his services and recommended and spoke in support of Council retaining a mediator stressing stadium problems had gone on too long.

Chair Ronquillo thanked Mr. Noll for his offer and advised action could not be taken this date on the offer as it had not been duly noticed on the agenda. Mr. Noll responded briefly to a question of Councilmember Mathys relative to obtaining financial records of the Diamond Group

Speaking to the issue were: Art Mullaly, 331 S. Dearing; Barbara Hunt, 944 "F" Street; David Wells, P.O. Box 1523; Suzanne Pashayan, 4735 N. Maroa; and Beatrice Owens, P.O. Box 11053.

Agency Director Fitzpatrick advised options available at this time were: (1) face-to-face meetings with the Diamond Group, (2) hiring Mr. Conlon as recommended by the Urban Land Institute (ULI), (3) accepting the offer of Mr. Noll, or (4) hiring any other mediator.

Acting President Bredefeld thanked Mr. Noll for his offer, briefly reviewed the background of the issue, stressed the answer was the Diamond Group and City meeting face-to-face at the table, stated the stadium was too important to downtown *not* to proceed, emphasized the community *would* get a stadium, and **(7 - 0)** stated he would not be supporting a mediator as it was the wrong direction to go. President Boyajian stated the issue was what was best for Fresno and downtown revitalization, and stressed if a mediator would help—just hire one! Councilmember Perea stated he supported the concept of a mediator but his issue and question was at what point one should be brought in; urged individual interests and the deal points first needed to be re-evaluated; stressed it was now time to empower the Mayor to get a deal done; and stated the Mayor and Mr. Connolly of the Diamond Group should be the only two people talking. Chair Ronquillo stated Council gave real clear direction to the City's administration to move forward, stressed it was the Mayor and City Manager's duty to carry out that five-vote Council direction, and emphasized revitalization of the City's core was badly needed.

Councilmember Quintero noted the last direction given to the Council committee was to continue negotiations, stated he was comfortable with that last direction, and stressed and questioned what more could Council do. Acting President Bredefeld stated the committee was doing everything they were supposed to do, noted the ULI recommendation came into the picture but it was not the answer, and emphasized Council had to stay the course and continue to negotiate a deal reiterating and emphasizing a mediator was not needed.

City Manager Reid commented on the deal points which were the basis for negotiations, noted the Redevelopment Agency was now talking about a \$200-300,000 subsidy and explained, advised the 15% rate of

return was not acceptable to the Diamond Group, and emphasized there had been no failure on the part of the City's administration and to say that was the case was inaccurate.

Councilmember Perea reiterated parameters needed to be revisited and made a motion to table the issue and set it for closed session in one week to reconfirm, change parameters, and/or give further direction, which motion died for lack of a second. Councilmember Perea added he did not believe the negotiating committee had clear direction, and stressed the new information of a possible subsidy from the Agency would be a major change and it needed to be discussed.

Councilmember Quintero requested staff submit written information on the basic parameters/deal points, with Ms. Montoy stating she would provide a summary. Ms. Montoy stated she concurred with Councilmember Perea that the parameters needed go be re-evaluated, and advised if Council moved in the direction of a mediator, the mediator, goal, and mediation process should be agreed to by both the City and the Diamond Group. Upon question of Councilmember Quintero, Ms. Montoy recommended Council meet in closed session.

Acting President Bredefeld noted clear direction was previously given and a team was already working together, and made a motion to table the item for three weeks to January 25th with the Council committee to bring back a deal or an update on the progress of the committee at that time, which was seconded by President Boyajian. Councilmember Perea stated his opposition to the motion, concurred prior direction had been given but stressed new information of a subsidy needed to be discussed to determine if, in fact, that was the case and reiterated a closed session was needed.

A motion of Acting President Bredefeld, seconded by President Boyajian, to table the issue for three weeks to January 25th with the Council committee to bring back a deal or an update on the progress of the committee at that time failed, by the following vote:

Ayes	:	Boyajian, Bredefeld
Noes	:	Mathys, Perea, Quintero, Steitz, Ronquillo
Absent	:	None

On motion of Councilmember Perea, seconded by Councilmember Quintero, duly carried, RESOLVED, the matter tabled to January 11<sup>th</sup> in closed session, including the Mayor, to reconfirm, re-evaluate, or change prior direction, by the following vote:

Ayes	:	Boyajian, Perea, Quintero, Ronquillo
Noes	:	Bredefeld, Mathys, Steitz
Absent	:	None

#### **UNSCHEDULED ORAL COMMUNICATIONS:**

#### **APPEARANCE BY BARBARA HUNT REGARDING HOUSING PROBLEMS AND ISSUES**

Appearance made.

Request made.

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The joint bodies adjourned at 4:07 p.m. and the City Council reconvened in regular session. Councilmember Steitz briefly left the meeting and President Boyajian left and was absent for the remainder of the meeting.

**(5B) \*RESOLUTION NO. 2000-4 - 61<sup>ST</sup> AMENDMENT TO AAR 99-181 APPROPRIATING \$1,400 OF DISTRICT 5'S GENERAL FUND INFRASTRUCTURE BUDGET AS FOLLOWS: \$400 FOR ROOSEVELT HIGH SCHOOL BAND UNIFORMS AND \$1,000 FOR THE CESAR E. CHAVEZ ADULT SCHOOL BRONZE BUST - COUNCILMEMBER QUINTERO**

On motion of Councilmember Quintero, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Resolution No. 2000-4 hereby adopted, by the following vote:

Ayes	:	Perea, Quintero, Ronquillo, Bredefeld
Noes	:	Mathys
Absent	:	Boyajian, Steitz

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**(5C) DIRECT STAFF TO NEGOTIATE AND ENTER INTO A 99-YEAR LEASE AGREEMENT WITH THE CHICANO YOUTH CENTER FOR A PORTION OR ALL OF THE CHICANO YOUTH CENTER LOCATED AT 50 N. CALAVERAS STREET - COUNCILMEMBER RONQUILLO**

Councilmember Ronquillo gave a brief overview of the issue. Acting President Bredefeld briefly left the meeting at 4:09 p.m. and returned after recess. Councilmember Mathys presided.

Alfonso Hernandez, Director of the Chicano Youth Center, briefly reviewed the issue and advised of grants applied for **(8 - 0)**. Councilmember Steitz returned to the meeting at 4:10 p.m. Councilmember Ronquillo commented on the need and importance of moving the matter forward and responded to questions of Councilmember Mathys on lease term requirements.

On motion of Councilmember Ronquillo, seconded by Councilmember Mathys, duly carried, RESOLVED, Parks and Recreation Department staff directed to negotiate and enter into a 99-year lease agreement with the Chicano Youth Center, by the following vote:

Ayes	:	Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	Boyajian, Bredefeld

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**RECESS - 4:12 P.M. - 4:39 P.M.**



Councilmember Perea advised he wanted to make clear his direction for the funds would be neighborhood infrastructure needs, the 41 off-ramp/Friant Road to Shepherd, and rail consolidation; questioned how Council could prioritize the remaining Measure C monies and start talking about how to prioritize the next 20 years' funds; stated options were (1) trying to influence how remaining dollars would be prioritized, (2) support for the extension of Measure C for the next 20 years with the understanding that a plan be set now for the City, or (3) go after a City only measure for the funds; and requested information on COG's prioritization process and how the City could impact it.

Barbara Goodwin, Executive Director, COG, gave a presentation which included the history of the Measure "C" tax, the initial 1998 expenditure plan, how the prioritization of current projects was arrived at, programs for 2000, current SCA 3 legislation (or Measure "C" II), which would allow for an extension of Measure "C" for twenty years from 2007 - 2027, and the City's use of funds through 1999, using graphics on the overhead to illustrate.

Discussion ensued with Ms. Goodwin and Don DeMers of the Transportation Authority clarifying issues and responding to questions of Councilmember Perea, City Manager Reid and Councilmembers Quintero and Ronquillo relative to current and future funding streams coming back into Fresno, the \$35 million that was available for advancements for counties statewide, ability to reach consensus on projects, 168 east, 180 east to Clovis being delayed to deliver 168 east, Friant Road expansion, 180 west, scope/design changes resulting in a delay of 168 east, cash flow issue, and shortfall from anticipated Measure "C" revenue.

Councilmember Ronquillo briefly commented on the importance 180 east and west for economic stability for the city, and expressed his concern with 168 north of Herndon being prioritized over 180 east and west and explained including balancing upcoming allocations for the projects. There was no further discussion.

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## ADJOURNMENT

There being no further business to bring before the Council, the hour of 5:20 p.m. having arrived and hearing no objections, Councilmember Ronquillo declared the meeting adjourned.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 2000.

\_\_\_\_\_  
Daniel Ronquillo, Councilmember

ATTEST: \_\_\_\_\_  
Yolanda Salazar, Assistant City Clerk